

Reges v. Cauce, et al.

**Exhibit
to Declaration of
Gabriel Walters**

1 UNITED STATES DISTRICT COURT
2 WESTERN DISTRICT OF WASHINGTON
3 AT SEATTLE

4 STUART REGES,)
5)
6 Plaintiff,)
7)
8 vs.) No. 2:22-cv-00964-JHC
9)
10 ANA MARI CAUCE, et al.,)
11)
12 Defendants.)
13)

14 VIDEOCONFERENCE 30(B)(6) ZOOM DEPOSITION

15 UPON ORAL EXAMINATION OF

16 UNIVERSITY OF WASHINGTON

17 PROFESSOR CHADWICK ALLEN
18)
19)
20)
21)
22)

23 1:01 P.M.

24 TUESDAY, NOVEMBER 7, 2023

25 (ALL PARTICIPANTS AT THEIR RESPECTIVE LOCATIONS)

WITNESS LOCATION: SEATTLE, WASHINGTON

Reported by: Tami Lynn Vondran, CRR, RMR, CCR/CSR
WA CCR #2157; OR CSR #20-0477; CA CSR #14435
Job Number 6301546

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

(ALL PARTIES APPEARING REMOTELY)

FOR THE PLAINTIFF:

GABRIEL WALTERS
ADAM TRAGONE
JAY DIAZ
Foundation for Individual Rights and Expression
700 Pennsylvania Avenue Southeast, Suite 340
Washington, DC 20003
215.717.3473
gabe.walters@thefire.org
adam.tragone@thefire.org
jay.diaz@thefire.org

FOR THE DEFENDANTS:

AARON BRECHER
Orrick Herrington & Sutcliffe
401 Union Street, Suite 3300
Seattle, Washington 98101
206.839.4332
abrecher@orrick.com

ALSO PRESENT:

MATT RIESDORPH, Concierge

I N D E X

EXAMINATION BY: PAGE:LINE

Mr. Walters4:19

Mr. Brecher80:18

Mr. Walters90: 4

EXHIBITS FOR IDENTIFICATION MARKED

Exhibit 60 Plaintiff's Amended Rule 30(b)(6) ...12:21

Notice of Deposition to the

Corporate Representative of the

University of Washington

Exhibit 61 UW Office of Tribal Relations,58:18

UW_Reges_0011482-483

Exhibit 62 Presidential Blog entitled64: 1

Recognizing Indigenous Peoples' Day

PREVIOUSLY MARKED EXHIBITS PAGE:LINE

Exhibit 3 Printout of UW web page entitled25:16

About OMA&D

Exhibit 48 UW College of Engineering land56: 1

acknowledgments: Online training

for staff and faculty

1 backgrounds. And so wanting to be as welcoming as
2 possible, not wanting to have a controversial statement
3 that would in any way divide the community.

4 Q. Are land acknowledgment statements
5 controversial?

6 A. Well, they can be.

7 Q. Is the University aware of controversy
8 surrounding land acknowledgment statements?

9 A. Do you mean in general, or do you mean their
10 particular statement?

11 Q. Let's start with in general.

12 A. Well, it's hard to know what the University
13 knows, but those of us who work in the field of American
14 Indian studies are aware that there can be controversies
15 over land acknowledgments.

16 Q. And how are land acknowledgment statements
17 controversial?

18 A. Well, sometimes the controversy is over which
19 tribal nations get acknowledged and from which
20 historical periods. I don't know how familiar you are
21 with U.S. history and the broad history of U.S. -- you
22 know, of colonialism and conquest, but indigenous people
23 have been forced to move sometimes, you know, through
24 the military. There are other ways that people have
25 been relocated, forced to move. People have changed

1 their habitation because of the forces of settler
2 expansion, colonial governments. And so it's not always
3 as simple as the land was always occupied by the exact
4 same group of people since time immemorial.

5 Q. Let's look at the University's land
6 acknowledgment statement.

7 How is that controversial?

8 A. Well, it's potentially controversial because
9 the Duwamish are not named explicitly. And some people
10 think the Duwamish should be named explicitly, and other
11 people think that what we have is appropriate because
12 the language is all tribes and bands within the
13 Muckleshoot, Tulalip and Suquamish nations -- I don't
14 know how much of that history you want me to describe.

15 MR. WALTERS: I would like to show Exhibit 3.

16 (Previously marked Exhibit Number 3.)

17 Q. (BY MR. WALTERS) Is this a printout -- oh,
18 pardon me.

19 Can you see Exhibit 3 on your screen,
20 Professor Allen?

21 A. I can, but it's rather small.

22 Ah. That's better.

23 Q. And if you would go to the file share -- the
24 Exhibit Share site, I think it should be -- yes, it
25 should be in the marked exhibits folder, if you need to

1 is spoken by UW leadership during events to acknowledge
2 that our campus sits on occupied land"; correct?

3 A. Yes.

4 Q. Earlier you testified that the history is a
5 political one. Is the land acknowledgment statement in
6 acknowledging that history a political statement?

7 MR. BRECHER: Objection. Legal conclusion.
8 You can answer.

9 A. Well, I would say it's a political statement
10 in the sense that almost all discourse is political
11 because it's caught up in power. You know, I think a
12 lot of us would say that to not have a land
13 acknowledgment in 2023 would be making a political
14 statement. I don't know that you could say that there's
15 a place outside of politics when it comes to these
16 issues because of the long, complicated history of
17 American Indian sovereignty and U.S. federal
18 sovereignty, state sovereignty. These are -- I know I'm
19 not telling you anything you don't know. These are
20 complicated, messy histories that are difficult to
21 reduce to a single statement.

22 Q. (BY MR. WALTERS) And what you've just
23 described, this is a matter of great public import, is
24 it not?

25 MR. BRECHER: Objection. Foundation.